

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 99-71, RM-9362]

Radio Broadcasting Services; Ironton and Salem, MO

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition filed by Dockins Communications, Inc., licensee of Station KYLS-FM, Ironton, Missouri, and Ultra-Sonic Broadcast Stations, Inc., licensee of Station KKID(FM), Salem, Missouri ("Petitioners"). Petitioners request the substitution of Channel 240C3 for Channel 224A at Ironton, Missouri, and modification of the license for Station KYLS-FM to specify operation on Channel 240C3 and substitution of Channel 225C3 for Channel 240A at Salem, Missouri, and modification of the license for Station KKID(FM) to specify operation on Channel 225C3. Since the proposal for Ironton and Salem constitutes an incompatible channel swap, we will not accept competing expressions of interest for Channel 240C3 at Ironton. See *Modification of FM Broadcast Licenses to Higher Class Co-Channels or Adjacent Channels*, 60 RR 2d 114,120 (1986). The coordinates for Channel 240C3 at Ironton are 37-33-46 and 90-44-29 and the coordinates for Channel 225C3 at Salem are 37-38-01 and 91-32-05.

DATES: Comments must be filed on or before April 26, 1999, and reply comments on or before May 11, 1999.

ADDRESSES: Federal Communications Commission, Washington, DC. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsels, as follows: John M. Pelkey, Haley Bader & Potts P.L.C., 4350 North Fairfax Drive, Suite 900, Arlington, VA 22203 (Dockins Communications, Inc.) and Christopher D. Imlay, Booth Freret Imlay & Tepper, PC., 5101 Wisconsin Avenue, NW, Suite 307, Washington, DC 20016 (Ultra-Sonic Broadcast Stations, Inc.).

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-71, adopted February 24, 1999, and released March 5, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800, facsimile (202) 857-3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 99-70, RM-9380]

Radio Broadcasting Services; Deer Lodge, Hamilton, & Shelby, MT

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition filed by Marathon Media of Montana, L.P. and Robert C. Toole proposing the substitution of Channel 242C for Channel 240C3 and modification of the license for Station KBMG, Hamilton, MT, substitution of Channel 245C1 for Channel 243C2 and modification of the license for Station KQRV, Deer Lodge, MT, and substitution of Channel 244C1 for Channel 242C1 and modification of

the license for Station KZIN, Shelby, MT. The coordinates for Channel 242C, Hamilton, are 46-48-09 and 113-58-21. The coordinates for Channel 245C1, Deer Lodge, are 46-06-03 and 112-57-00. The coordinates for Channel 244C1 at Shelby are 48-19-42 and 112-02-03. Canadian concurrence will be requested for the allotments at Hamilton and Shelby. In accordance with Section 1.420(g) of the Commission's Rules, we will not accept competing expressions of interest for the use of Channel 242C at Hamilton, Channel 245C1 at Deer Lodge or Channel 244C1 at Shelby, or require petitioners to demonstrate the availability of additional equivalent class channels for use by such parties.

DATES: Comments must be filed on or before April 26, 1999, and reply comments on or before May 11, 1999.

ADDRESSES: Federal Communications Commission, Washington, DC. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioners' counsel, as follows: Lee J. Peltzman, Shainis & Peltzman, Chartered 1901 L Street, NW, Suite 290, Washington, DC (counsel for Marathon Media of Montana, L.P.) and F. Joseph Brinig, 1427 Dolley Madison Boulevard, McLean, Virginia 22101 (counsel for Robert C. Toole).

FOR FURTHER INFORMATION CONTACT:

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-70-, adopted February 24, 1999, and released March 5, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.